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Attorneys for the Tribune Defendants

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
JAMES ALLEN, CHARLES EVANS, PEARL :  
EVANS, GARY GRANT, LORETTA GRANT, :  
BILL MCNAIR, and SEAN SERRAO on :  
behalf of themselves and others similarly :  
situated, :

Plaintiffs, :

-against- :

TRIBUNE NEW YORK NEWSPAPER :  
HOLDINGS, LLC d/b/a AM NEW YORK; :  
TRIBUNE COMPANY; MITCHELL'S :  
SUBSCRIPTION SERVICE LLS d/b/a LBN :  
CONSULTING, LLC; and MORNING :  
NEWSPAPER DELIVERY, INC., :

Defendants. :

07-cv-4619 (JSR)

Document Electronically Filed

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**NOTICE OF MOTION**


**PLEASE TAKE NOTICE** that, upon the accompanying Memorandum of Law and Declaration of Edward Cerasia II, Esq., and all of the papers and proceedings herein, defendants Tribune New York Newspaper Holdings, LLC d/b/a amNewYork and Tribune Company (collectively, the "Tribune Defendants"), through their undersigned counsel, will move this Court on August 28, 2007 for an order granting them attorneys' fees and costs, pursuant to Fed. R. Civ. P. 16(f) and the Court's inherent authority. Plaintiffs will respond to said motion,

through their counsel, on September 11, 2007, and the Tribune Defendants will file their reply papers on September 18, 2007. Oral argument will be heard by the Court on October 2, 2007, at 2:00 p.m.

Dated: New York, New York  
August 28, 2007

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By   
\_\_\_\_\_  
Edward Cerasia II  
Christie Del Rey-Cone

Attorneys for the Tribune Defendants

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that, on August 28, 2007, I caused to be served a copy of the foregoing Notice of Motion of the Tribune Defendants' Motion for Attorneys' Fees and Costs, Pursuant to Fed. R. Civ. P. 16(f) and the Court's Inherent Authority by ECF and U.S. mail, postage prepaid, on the following counsel for plaintiffs:

D. Maimon Kirschenbaum  
Joseph & Herzfeld LLP  
757 Third Avenue, 25th Floor  
New York, New York 10017

  
Christie Del Rey-Cone